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9 ASSOCIATES FUND X, L.P.

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IN THE UNITED STATES BANKRUPTCY COURT  
IN AND FOR THE SOUTHERN DISTRICT OF NEW YORK

In re:

SEARS HOLDINGS CORPORATION,  
et al.,

Debtors.

Chapter 11

Case No. 18-23538 (RDD)

(Jointly Administered)

NOTICE OF APPEARANCE AND REQUEST FOR SERVICE

PLEASE TAKE NOTICE that the undersigned counsel hereby enters its appearance as Counsel to THE REALTY ASSOCIATES FUND X, L.P., a Delaware limited partnership, Landlord of the premises leased by SEARS HOME IMPROVEMENT PRODUCTS, INC., a Pennsylvania corporation, at 4401 East Baseline Road, Building B-200, Phoenix, Arizona 85042, pursuant to Bankruptcy Rules 2002 and 9010 and Sections 102(1), 342 and 1109(b) of the Bankruptcy Code, and requests that all notices given or required to be given in this case and all papers served or required to be served in this case be given to and served upon the undersigned at the office and address set forth below.

PLEASE TAKE FURTHER NOTICE that pursuant to Section 1109(b) of the Bankruptcy Code, the foregoing request includes not only the notices and pleadings referred to in the Bankruptcy Rules specified above, but also includes, without limitation,

1 notices of any application, motion, petition, pleading, request, complaint, or demand,  
2 whether formal or informal, whether written or oral, and whether transferred to conveyed  
3 by mail, delivery, telephone, telegraph, telex or otherwise, which affect or seek to affect in  
4 any way the Debtor-in-Possession, Debtor or their respective property and/or property of  
5 their estates.

6 PLEASE TAKE FURTHER NOTICE that neither this notice nor any later  
7 appearance, pleading, claim or suit shall waive any right (1) to have final orders in non-  
8 core matters entered only after *de novo* review by a District Judge, (2) to trial by jury in  
9 any proceeding so triable in this case or any case, controversy, or proceeding related to  
10 this case, (3) to have the District Court withdraw the reference in any matter subject to  
11 recoupment to which the Landlord is or may be entitled under agreements, in law or in  
12 equity, all of which rights, claims, actions, defenses, setoffs and recoupments are  
13 expressly reserved.

14 DATED this 12<sup>th</sup> day of December, 2018.

15 BUCHALTER, a Professional Corporation

16  
17 By: 

18 Paul M. Weiser  
19 16435 North Scottsdale Road, Suite 440  
20 Scottsdale, AZ 85254-1754  
21 Attorneys for Creditor THE REALTY  
22 ASSOCIATES FUND X, L.P.

21 Copy of the foregoing mailed this  
22 12<sup>th</sup> day of December, 2018, to:

23 Garrett A. Fail, Esq.  
24 WEIL, GOTSHAL & MANGES LLP  
25 767 Fifth Avenue  
26 New York, NY 10153  
Attorneys for Debtors and Debtors-in-Possession

